IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 4434 OF 2006

IN

ARBITRATION PETITION LODGING NO. 574 OF 2006

The New India Assurance Co.Ltd. .. Petitioner

versus

M/s.Alan Scott Ind.Ltd. .. Respondent

...

Mr.Vishal Seth i/b Crawford Bailey & Co. for the petitioner.

Ms.J. Sidhwa i/b Pandya Gandhi & Co. for the respondent

CORAM : D.G. KARNIK,J.

DATED : 24th January 2007.

P.C.:

1. Heard counsel for the petitioner and respondent.

2. This motion is taken out by the petitioner for condonation of delay of 27 days in filing the

petition under section 34 of the Arbitration and conciliation Act 1996. No affidavit in reply has been filed by the respondent. The averments made in the affidavit in support of the motion are therefore deemed to be accepted. For the reasons stated in paragraph no.3 of the affidavit in support, motion is allowed in terms of prayer clause (a).

D.G. KARNIK, J